

**COMMITTEE SUBSTITUTE  
SENATE BILL 2 ON THIRD READING**

Senator Parker moved that the Constitutional Rule and Senate Rule 7.20 requiring bills to be read on three several days be suspended and that C.S.S.B. 2 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 28, Nays 0.

Absent-excused: Green, Johnson, Sims.

The bill was read third time and was passed by the following vote: Yeas 28, Nays 0. (Same as previous roll call)

**MEMORIAL RESOLUTIONS**

**S.R. 31** - By Montford, Dickson: In memory of C. L. Kay of Abilene.

**S.R. 33** - By Lucio: In memory of distinguished Texas newspaperman James V. Mathis.

**CONGRATULATORY RESOLUTIONS**

**S.R. 32** - By Lucio: Commending Ruben S. Garcia of Brownsville for his meritorious service to his community and the State of Texas.

**S.R. 34** - By Brown: Extending congratulations to the Clear Creek Wildcats baseball team on their recent state championship.

**S.R. 35** - By Barrientos: Recognizing Project Excel for providing training and technical assistance in reducing the number of dropouts at Kimball High School, Dallas.

**S.R. 36** - By Ratliff: Extending congratulations to Whitney Ramsay who was crowned Miss Mount Vernon 1991 at the 23rd Annual Miss Mount Vernon Scholarship Pageant.

**S.R. 37** - By Ratliff: Extending congratulations to Karen Barker who was awarded the title of Young Junior Miss Mount Vernon.

**ADJOURNMENT**

On motion of Senator Brooks, the Senate at 11:53 a.m. adjourned until 11:00 a.m. Monday, July 22, 1991.

**SIXTH DAY  
(Monday, July 22, 1991)**

The Senate met at 11:00 a.m. pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Armbrister, Barrientos, Bivins, Brooks, Carriker, Dickson, Ellis, Glasgow, Green, Haley, Harris of Tarrant, Harris of Dallas, Henderson, Johnson, Krier, Leedom, Lucio, Lyon, Moncrief, Montford, Parker, Ratliff, Rosson, Sibley, Sims, Tejeda, Truan, Turner, Whitmire, Zaffrini.

Absent-excused: Brown.

A quorum was announced present.

Father Bob Henson, Christ Episcopal Church, Austin, offered the invocation as follows:

O Lord our Governor, we commend this Nation and this State to Your merciful care, that being guided by Your providence, we may dwell in security and in peace.

Grant to all in authority the wisdom and courage to seek, to know and to do Your will. Fill them with the love of truth and righteousness. Make them ever mindful of their calling to serve their people.

Especially we ask that You guide and bless the Governor of Texas and the Senators of this Legislature that they may enact laws which are pleasing to You and which serve the welfare of the people.

Through Jesus Christ our Lord. Amen.

On motion of Senator Brooks and by unanimous consent, the reading of the Journal of the proceedings of Friday, July 19, 1991, was dispensed with and the Journal was approved.

#### LEAVE OF ABSENCE

Senator Brown was granted leave of absence for today on account of important business on motion of Senator Harris of Dallas.

#### REPORTS OF STANDING COMMITTEES

Senator Montford submitted the following report for the Committee on Finance:

##### C.S.S.B. 3

Senator Glasgow submitted the following report for the Committee on State Affairs:

##### C.S.S.J.R. 1

##### C.S.S.B. 6

#### SENATE BILLS ON FIRST READING

The following bills were introduced, read first time and referred to the Committee indicated:

**S.B. 29** by Johnson, Ellis Criminal Justice  
Relating to the creation of the offenses of hate crime violence and hate crime vandalism; allowing civil actions for those crimes; allowing the collection and maintenance of information about those crimes; and prohibiting inmates of the institutional division of the Texas Department of Criminal Justice from receiving hate publications.

**S.B. 70** by Bivins Finance  
Relating to the taxation of certain alcoholic beverages.

**S.B. 71** by Turner, Montford, Armbrister Finance  
Relating to reducing overcrowding in jails and promoting a more effective state criminal justice system, including provisions relating to maintenance and operation tax rate, to the classification of certain felony offenses, and to the establishment of a work program for the punishment of persons convicted of those offenses.

**S.B. 72** by Brooks, Johnson, Krier Finance  
Relating to the improvement of maternal and child health care services by maximizing federal funds available to the Texas Medical Assistance Program,

removing barriers to services for Medicaid clients and providers, and providing for grants for maternal and child health care services.

#### SENATE CONCURRENT RESOLUTION 7

Senator Haley, on behalf of Senator Turner, offered the following resolution:

WHEREAS, One of the cherished treasures of the State of Texas is its splendid parks system which is admired and visited by people from all over the world; and

WHEREAS, The Washington-on-the-Brazos State Historical Park is located near the site of Old Washington, the town established in 1834 near the location of a Brazos River ferry that had operated since 1822; and

WHEREAS, The town is prominent in Texas history for here on March 2, 1836, the Texas Declaration of Independence was signed and the Constitution of the newly born Republic of Texas was drafted; and

WHEREAS, From 1842 to 1846, Washington-on-the-Brazos served as the capital of the Republic; and

WHEREAS, The 154-acre Washington-on-the-Brazos State Historical Park embraces part of the original townsite and houses a reconstruction of Independence Hall and the home of Anson Jones, last President of Texas; and

WHEREAS, Visitors are invited to view the structures and use the auditorium, a picnic area, and an outdoor amphitheater; and

WHEREAS, Within the park is another important treasure house, The Star of the Republic Museum, dedicated to presenting the history of the Texas Republic through exhibits; and

WHEREAS, The Washington-on-the-Brazos State Park Association is the public entity responsible for working with the Parks and Wildlife Department in the development of the park; and

WHEREAS, The Washington-on-the-Brazos State Park Association has developed a strategy for the park's development including reconstruction of the old village of Washington and undertaken a vigorous fund-raising effort to implement that strategy; now, therefore, be it

RESOLVED, That the 72nd Legislature of the State of Texas, 1st Called Session, hereby commend the Washington-on-the-Brazos State Park Association for its effort and particularly hold in high regard the association's plans to reconstruct the old village of Washington; and, be it further

RESOLVED, That a copy of this resolution be prepared for the Washington-on-the-Brazos State Park Association as an expression of the gratitude of the Texas Legislature for the preservation efforts of the association on behalf of the people of Texas.

The resolution was read.

On motion of Senator Brooks and by unanimous consent, the names of the Lieutenant Governor and Senators were added to the resolution as signers thereof.

On motion of Senator Turner, the resolution was adopted by a viva voce vote.

#### MESSAGE FROM THE TEXAS EDUCATION AGENCY

The following Message from the Texas Education Agency was read and was referred to the Committee on Nominations:

#### TEXAS EDUCATION AGENCY

July 16, 1991

Mrs. Betty King, Secretary  
Texas Senate

Capitol Building, Room 218  
Austin, Texas 78701

Dear Mrs. King:

During its meeting on Saturday, July 13, 1991, the State Board of Education reappointed the following person to the board of trustees of the Teacher Retirement System of Texas, pursuant to Vernon's Texas Code Annotated, Government Code, Title 8, Section 825.003:

Dr. Dana Williams  
713 Gregory  
Corpus Christi, Texas 78412

This reappointment, subject to confirmation by the Texas Senate, is for a six-year term of office from September 1, 1991, through August 31, 1997.

A copy of Dr. Williams' vita is enclosed. If you need additional information, please let me know.

Sincerely,

/s/Lionel R. Meno  
Commissioner of Education

#### RECESS

On motion of Senator Brooks, the Senate at 11:10 a.m. took recess until 5:00 p.m. today.

#### AFTER RECESS

The Senate met at 5:00 p.m. and was called to order by the President.

#### MESSAGE FROM THE HOUSE

House Chamber  
July 22, 1991

HONORABLE BOB BULLOCK  
PRESIDENT OF THE SENATE

SIR: I am directed by the House to inform the Senate that the House has passed the following:

**S.C.R. 2,** Welcoming the 1994 World Cup to Texas.

**H.C.R. 1,** Honoring Dr. Marvin L. Baker for his many years of distinguished service to South Plains College and the State of Texas.

**H.C.R. 3,** Commending Johnnie Henderson for his lifelong dedication to the public good and for his exemplary achievements as a labor leader and humanitarian.

**H.C.R. 6,** Congratulating Barbara and Tommy Schwartz on the birth of their daughter, Madison Blaise Schwartz.

**H.C.R. 7,** Congratulating Christy and Bob Schwartz on the birth of their daughter, Melissa Erin Schwartz.

**H.C.R. 8,** Honoring the United Service Organizations on the occasion of their 50th anniversary.

**S.C.R. 6,** Congratulating Bill Martin of Dallas County, for receiving the Most Valuable Public Official Award.

**H.C.R. 2**, In memory of Richard Graves MacBeth.

**S.J.R. 4**, Proposing a constitutional amendment providing for the authorization for issuance of general obligation bonds for acquiring, constructing, or equipping new corrections institutions, mental health and mental retardation institutions, and youth corrections institutions and for major repair or renovation of existing facilities of those institutions. (As substituted and amended)

Respectfully submitted,

BETTY MURRAY, Chief Clerk  
House of Representatives

#### **REPORT OF STANDING COMMITTEE**

By unanimous consent, Senator Glasgow submitted the following report for the Committee on State Affairs:

**C.S.S.B. 7**

**C.S.S.B. 22**

#### **CONGRATULATORY RESOLUTIONS**

**S.R. 39** - By Turner: Recognizing Michael Urbanovsky of the West Harris County 4-H Club for placing third at the State 4-H Horse Judging Contest.

**S.R. 40** - By Turner: Extending congratulations to Teri Felts of the West Harris County 4-H Club who recently placed third at the State 4-H Horse Judging Contest.

**S.R. 41** - By Turner: Extending congratulations to Heather Kutya of the West Harris County 4-H Club for placing third at the State 4-H Horse Judging Contest.

**S.R. 42** - By Glasgow: Recognizing Mr. Adyth "Nick" Kerr, Deputy Superintendent of Schools, on his retirement after 34 years of service in the Burleson Independent School District.

**S.R. 43** - By Glasgow: Commending Mr. Byron Black, President of the Burleson Independent School District Board of Trustees, for his 12 years of distinguished service to the people of his district.

**S.R. 44** - By Harris of Tarrant: Recognizing Dr. James T. Draper, Jr., for his recent selection as President of the Baptist Sunday School Board in Nashville, Tennessee, and for his loyal service as Pastor of the First Baptist Church of Euless.

#### **ADJOURNMENT**

On motion of Senator Brooks, the Senate at 5:04 p.m. adjourned until 9:30 a.m. tomorrow.

#### **SEVENTH DAY**

(Tuesday, July 23, 1991)

The Senate met at 9:30 a.m. pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Armbrister, Barrientos, Bivins, Brooks, Brown, Carriker, Dickson, Ellis, Glasgow, Green, Haley,